

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA

VS.

:

No. 2:09-CR-43
JUDGE MARBLEY

TERRY W. THOMPSON

GOVERNMENT'S PLEA AGREEMENT SUBMISSION
OF ELEMENTS AND PENALTIES FOR
26 U.S.C. §§5861(d) AND 5861

COUNT 2

1. ELEMENTS: 26 U.S.C. §5861(d)

First: That the defendant possessed firearms, that are fully automatic machine guns, not registered to him in the National Firearms Registration and Transfer Record as required in 26 U.S.C. §5841;

Second: That the defendant did so knowingly;

Third: That these acts occurred on or about the date alleged in the Indictment in the Southern District of Ohio.

2. PENALTIES

- A. Mandatory Minimum: None.
- B. Possible Maximum: 10 years in prison, a fine of \$250,000, 3 years supervised release, and \$100 special assessment.

COUNT 3

3. ELEMENTS: 26 U.S.C. §5861(d)

First: That the defendant possessed short barreled firearms without serial numbers, not registered to him in the National Firearms Registration and Transfer Record as required in 26 U.S.C. §5841;

Second: That the defendant did so knowingly;

Third: That these acts occurred on or about the date alleged in the Indictment in the Southern District of Ohio.

4. PENALTIES

- A. Mandatory Minimum: None.
- B. Possible Maximum: 10 years in prison, a fine of \$250,000, 3 years supervised release, and \$100 special assessment.

COUNT 4 - FORFEITURE
26 U.S.C. §5872

Firearms

Forfeit to the United States the following machine guns and ammunition:

1. A Colt model SP1, .223 caliber rifle, serial number SP103227.
2. A Sturmgewehr model STG44, 7.92x33 caliber rifle, serial number 6790 bf/45.
3. A IMI model A, 9mm carbine, serial number SA11037.
4. A RPB Industries model SAP M10, .45 caliber pistol, serial number 81-0001376.
5. A RPB Industries model SAP M10, .45 caliber pistol, serial number SAP 454517.

COUNT 5 - FORFEITURE
26 U.S.C. §5872

Firearms

Forfeit to the United States the following firearms not identified by serial numbers:

1. A .22 caliber rifle with barrel length of approximately 8½ inches, from an unknown manufacturer.
2. A 12 gauge shotgun with a barrel length of approximately 6½ inches, from an unknown manufacturer.
3. A Harrington and Richardson 12 gauge shotgun, model 58316, a barrel length of 16 inches.

Respectfully submitted,

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